

Introduced by Senator Mendoza

February 17, 2016

An act to repeal Section 23792 of the Business and Professions Code, relating to alcoholic beverages.

LEGISLATIVE COUNSEL'S DIGEST

SB 1105, as introduced, Mendoza. Alcoholic beverage licensees: restrictions.

The Alcoholic Beverage Control Act contains various provisions regulating the application for, the issuance of, the suspension of, and the conditions imposed upon, alcoholic beverage licenses by the Department of Alcoholic Beverage Control. Existing law prohibits the issuance of a license, other than an on-sale beer license, for premises situated more than one mile outside the limits of an incorporated city and within 2 miles of any camp or establishment of men, numbering 25 or more, engaged upon or in connection with the construction, repair, or operation of any work, improvement, or utility of a public or quasi-public character.

This bill would repeal that prohibition, thus authorizing the department to issue any type of license for premises situated in the above-described location.

Vote: majority. Appropriation: no. Fiscal committee: yes.
State-mandated local program: no.

The people of the State of California do enact as follows:

- 1 SECTION 1. Section 23792 of the Business and Professions
- 2 Code is repealed.

1 ~~23792. No license, other than an on-sale beer license, shall be~~
2 ~~issued to any applicant for any premises situated more than one~~
3 ~~mile outside the limits of an incorporated city and within two miles~~
4 ~~of any camp or establishment of men, numbering 25 or more,~~
5 ~~engaged upon or in connection with the construction, repair, or~~
6 ~~operation of any work, improvement, or utility of a public or~~
7 ~~quasi-public character. This section does not apply to the renewal~~
8 ~~of any licenses for any premises which have been established and~~
9 ~~licensed under this division at least six months prior to the~~
10 ~~establishment of the camp or establishment of men, and such~~
11 ~~licenses, whether held by the original licensee to whom first issued~~
12 ~~or a subsequent holder thereof, shall be subject to transfer as to~~
13 ~~person and premises, or either, in the same manner as any other~~
14 ~~license of the same type and character issued by the department.~~